

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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ROSSANA CAPONETTO,

Plaintiff,

-against-

22 **CIVIL** 10423 (JHR)

JUDGMENT

LARRY MULLEN, et al.,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion & Order dated August 1, 2025, “[W]here a court lacks subject matter jurisdiction, it also lacks the power to dismiss with prejudice.” *Charles v. Levitt*, 716 F. App’x 18, 22 (2d Cir. 2017). The Complaint is dismissed without prejudice; accordingly, the case is closed.

Dated: New York, New York

August 1, 2025

TAMMI M. HELLWIG

Clerk of Court

BY:

K. mango

Deputy Clerk